IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF TEXAS BROWNSVILLE DIVISION

STATE OF TEXAS, et al.,		
	§ §	
Plaintiffs,	§	
	§	
v.	§	Case No. 1:18-CV-68
	§	
UNITED STATES OF AMERICA, et al.,	§	
	§	
Defendants,	§	
	§	
and	§	
	§	
KARLA PEREZ, et al.,	§	
	§	
Defendant-Intervenors,	§	
	§	
and	§	
	§	
STATE OF NEW JERSEY,		
	§ §	
Defendant-Intervenor.	§	

<u>DEFENDANT-INTERVENORS' APPENDIX IN SUPPORT OF THEIR BRIEF IN</u>
<u>OPPOSITION TO PLAINTIFFS' MOTION FOR SUMMARY JUDGMENT</u>

EX. NO.	DOCUMENT
1	Declaration of Amanda Brownson
2	Declaration of Barbara Hines
3	Declaration of Art Acevedo
4	Declaration of Leighton Ku
5	Declaration of Meg Wiehe and Misha Hill
6	Declaration of Ray Perryman
7	Supplemental Declaration of Ray Perryman
8	Declaration of Robert Smith
9	Declaration of Roberto Gonzalez
10	Declaration of Shoba Whadia
11	Declaration of Donald W. Neufeld
12	Declaration of Doug Massey
13	Declaration of Gil Kerlikowske
14	Declaration of Steven Legomsky
15	Declaration of Sarah Saldaña
16	Declaration of Brian Manley
17	USCIS Letter to Hon. Charles E. Grassley, Chairman, Committee on the Judiciary, April 17, 2015
18	U.S. Department of Justice, Memorandum Opinion for the Secretary of Homeland Security and the Counsel to the President (Nov. 19, 2014) ("OLC Memo")
19	Fiscal Year 2016 Report to Congress, USCIS Advance Parole Documents, January. 6, 2017

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20	USCIS Letter to Hon. Charles E. Grassley, Chairman, Committee on the Judiciary, June 29, 2016
21	Letter from Attorney General Jeff Sessions to DHS Acting Secretary Duke, DEP'T OF HOMELAND SEC. (Sept. 4, 2017)
22	Memorandum on Rescission of Deferred Action for Childhood Arrivals (DACA), DEP'T OF HOMELAND SEC. (Sept. 5, 2017)
23	Mem. from Kirstjen M. Nielsen, Sec'y of the Dep't of Homeland Security (June 22, 2018)
24	§ 2732 Complicated Cases Involving Important Public Issues, 10B Fed. Prac. & Proc. Civ. § 2732 (4 th Ed.)
25	§ 2751 Purpose of Declaratory Judgments, 10B Fed. Prac. & Proc. Civ. § 2751 (4 th Ed.)
26	Intentionally left blank
27	Deposition of Michael Knowles
28	Deposition Excerpts Donald R. Deere
29	Deposition Excerpts Lloyd Potter
30	<i>Parm v. Shumate</i> , Civil Action No. 3-01-2624, 2006 WL 1228846, at *1 n.3 (W.D. La. May 1, 2006)
31	Employment Authorization to Aliens in the United States, 46 FR 25079-03, 1981 WL 119909 (F.R.)
32	Control of Employment of Aliens, 52 FR 16216-01, 1987 WL 142272 (F.R.)
33	Definition of the Term Lawfully Present in the United States for Purposes of Applying for Title II Benefits Under Section 401(b)(2) of Public Law 104-193, 61 FR 47039-01, 1996 WL 500956(F.R.)
34	Immigration Benefits Business Transformation, Increment I, 76 FR 53764-01, 2011 WL 3793637 (F.R.)
35	Medicare Program; Contract Year 2016 Policy and Technical Changes to the Medicare Advantage and the Medicare Prescription Drug Benefit Programs, 80 FR 7912-01, 2015 WL 556870 (F.R.)
36	June 15, 2012 Memo to Acting Commissioner, U.S. Customs and Border Protection from Secretary of Homeland and Security re Exercising Prosecutorial Discretion with Respect to Individuals Who Come to the United States as Children
37	All Access Today, L.P. v. Aderra Incorporated, No. A-08-CA-498 LY (Not Reported in Fed. Supp.), 2009 WL 100669445 (W.D. Tex. July 7, 2009)
38	<i>Arreola v. Zapata County, Texas,</i> No. 16-CV-00285, (Not Reported in Fed. Supp.), 2017 WL 4174932 (S.D. Tex. Sept. 12, 2017)

39	Casa de Maryland v. U.S. Department of Homeland Security, No. 18-1521, 2019 WL 2147204 (4th Cir. May 17, 2019)
40	Dep't of Homeland Sec. v. Casa de Md., 2019 U.S. LEXIS 3892 (June 3, 2019)
41	Kirkland v. New York State Dept. of Correctional Services, No. 82 CIV. 0295, (Not reported in F.Supp.) 1988 WL 108485 (S.D.N.Y. Oct. 12, 1988)
42	Regents of University of California v. U.S. Department of Homeland Security, No. 18-15068, 2018 WL 1020397, Appellants' Opening Brief
43	H.R. 6, American Dream and Promise Act of 2019
44	<i>Trump v. Stockman</i> , No. 18-678, Application for a Stay in the Alternative a Writ of Certiorari Before Judgment to the U.S. Court of Appeals for the Ninth Circuit (Dec. 2018)
45	September 13, 2018 Memo to Heads of Civil Litigating Components United States Attorneys from The Attorney General re Litigating Guidelines for Cases Presenting the Possibility of Nationwide Injunctions
46	<i>Nielsen v. Batalla Vidal</i> , Petition for a Writ of Certiorari Before Judgment (Nov. 2018)
47	Nielsen v. Regents of the University of California, Petition for a Writ of Certiorari Before Judgment (Nov. 2018)
48	Nielsen v. National Association for the Advancement of Colored People, Petition for a Writ of Certiorari Before Judgment (Nov. 2018)
49	46 Fed. Reg. 25,080 (May 5, 1981)
50	52 Fed. Reg. 16,228 (May 1, 1987)
51	76 Fed. Reg. 53,764 (Aug. 29, 2011)
52	61 Fed. Reg. 47,039 (Sept. 6, 1996)
53	80 Fed. Reg. 7912 (Feb. 12, 2015)
54	Petition for Writ of Certiorari, <i>Dep't of Homeland Sec. v. Casa de Maryland</i> (May 24, 2019), <i>mot. to expedite consideration of cert. pet. denied</i> , 2019 U.S. LEXIS 3892 (June 3, 2019)
55	USCIS Press Release "USCIS Announces Interim Relief for Foreign Students Adversely Impacted by Hurricane Katrina", November 25, 2005
56	Mem. From Donald Neufeld, USCIS, to Executive Leadership <i>re Additional Guidance Regarding Surviving Spouses of Deceased U.S. Citizens and Their Children (REVISED)</i> , December 2, 2009

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57	Leaving blank for now
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61	The Labor Demand Curve is Downward Sloping: Reexamining the Impact of Immigration on the Labor Market
62	Alejandra Ávila Declaration
62-A	DHS 2016 Yearbook of Immigration Statistics: Table 39 – Aliens Removed or Returned: Fiscal Years 1892 to 2016
62-B	DHS Estimates of the Unauthorized Immigrant Population Residing in the U.S.: January 2014
62-C	Training Presentation – Deferred Action for Childhood Arrivals – SMRT – Guidance, SCOPS HQ, 08-2012
62-D	Email Chain – Malethea Holmes-Okeawolam to Brandon Robinson, "RE: DACA Discretinoary Denials," 05-08-2018
62-E	June 3, 2019, New American Economy Research Fund, "Overcoming the Odds: The Contributions of DACA-Eligible Immigrants and TPS Holders to the U.S. Economy"
62-F	DACA Frequently Asked Questions, 09-14-2012
62-G	Standard Operating Procedures for Handling Deferred Action Requests at USCIS Field Offices, USCIS, 03-07-2012
62-H	Approximate Active DACA Recipients: Country of Birth As of April 30, 2019
62-I	National Standard Operating Procedures (SOP) - Deferred Action for Childhood Arrivals (DACA), 08-28-2013 & Appendices
62-J	Northeast Region Standard Operating Procedures for Processing Deferred Action Cases, 10-11-2017
62-K	Email Chain - Van T Nguyen to Christine Bronola et al, "FWQuestions regarding advance parole for DACA applicants," 05-25-2016
62-L	Internal FAQ - "Deferred Enforced Departure"
62-M	Email Chain – Daniel J McGee to Jessica M Esteb et al, "FW – DACA Denials and Public Safety – RP 5," 06-26-2018

Dated: June 14, 2019

Respectfully Submitted,

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